# UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

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PETER D'ARCY, Individually and on Behalf	4
of All Others Similarly Situated,	

Plaintiff,

-against-

YEHUDA SHMIDMAN, KAREN MURRAY, GARY KLEIN, ANDREW COOPER, CHAD WAGENHEIM, PETER LOPS, DAVID CONN, DANIEL HANBRIDGE, LORRAINE DISANTO, WILLIAM SWEEDLER, AARON HOLLANDER, AL GOSSETT, STEWART LEONARD, JR., COHNREZNICK LLP, STEPHEN WYSS, STEPHEN JACKSON, and ROBERT HILBERT,

Defendants.

Case No. 1:21-cv-07296 (JPO)

# **CLASS ACTION**

Honorable J. Paul Oetken

# JOINT STIPULATION AND ORDER

WHEREAS, on March 8, 2023, the Court ordered that the Defendants' replies to Plaintiff's omnibus opposition to the Defendants' motions to dismiss the Amended Complaint shall be due no later than July 6, 2023 (ECF No. 103);

WHEREAS, the undersigned parties have conferred regarding a revision to the schedule to provide adequate opportunity for Defendants to reply to Plaintiff's omnibus opposition to the Defendants' motions to dismiss the Amended Complaint, whether individually or jointly;

WHEREAS, given the length and complexity of the pleadings and the burden of jointly filing a reply on behalf of 10 individual Defendants, certain Defendants have conferred with Plaintiff regarding the need for an enlargement of the typical page-length requirements associated with Defendants' reply briefs;

IT IS HEREBY STIPULATED AND AGREED, by and among the undersigned parties, and subject to the approval of the Court, that:

- 1. Defendants Andrew Cooper, Chad Wagenheim, Peter Lops, David Conn, Daniel Hanbridge, Lorraine DiSanto, William Sweedler, Aaron Hollander, Al Gossett, and Stewart Leonard, Jr. shall be permitted 35 pages for their joint brief in reply to Plaintiff's omnibus opposition to Defendants' motion to dismiss the Amended Complaint.
- 2. The remaining defendants—CohnReznick (including the CohnReznick individual defendants), Gary Klein, Karen Murray, and Yehuda Shmidman, shall each submit their own separate reply briefs (four in total), each limited to 10 pages of length (40 in total).
- 3. All of the Defendants' briefs in reply to Plaintiff's omnibus opposition to the Defendants' motions to dismiss the Amended Complaint shall be due no later than August 7, 2023.

Dated: June 23, 2023 New York, New York Respectfully submitted,

/s/ Mitchell Karlan

Mitchell Karlan Mary Beth Maloney Monica Loseman

GIBSON, DUNN & CRUTCHER LLP

200 Park Avenue New York, NY 10166-0193 mkarlan@gibsondunn.com mmaloney@gibsondunn.com mloseman@gibsondunn.com

Tel.: 212.351.3827 Fax: 212.351.5254

Counsel for Defendants Andrew Cooper, Chad Wagenheim, Peter Lops, David Conn, Daniel Hanbridge, Lorraine DiSanto, William Sweedler, Aaron Hollander, Al Gossett, and Stewart Leonard, Jr. /s/Ivy T. Ngo

Ivy T. Ngo (*pro hac vice*) Velvel (Devin) Freedman Constantine P. Economides Brianna K. Pierce

FREEDMAN NORMAND FRIEDLAND LLP

1 SE 3rd Avenue, Suite 1240 Miami, FL 33131 ingo@fnf.law vel@fnf.law ceconomides@fnf.law

Tel.: 786.924.2900 Fax: 646.392.8842

Counsel for CJD Property Finance Company, LLC and Lead Counsel for the Class

THE SCHALL LAW FIRM

Brian Schall (pro hac vice forthcoming)

1880 Century Park East, Suite 404 Los Angeles, CA 90067 brian@schallfirm.com Tel.: 424. 303.1964

Additional Counsel for CJD Property Finance Company, LLC

/s/Jason Cyrulnik

Jason Cyrulnik

#### CYRULNIK FATTARUSO LLP

55 Broadway 3rd Floor New York, NY 10006 jcyrulnik@cf-llp.com Tel.: 917.353.3005

Counsel for Defendant Yehuda Shmidman

/s/ Patrick Petrocelli

Patrick Petrocelli James Bernard

## STROOCK & STROOCK & LAVAN LLP

180 Maiden Lane New York, NY 10038-4982 ppetrocelli@stroock.com jbernard@stroock.com dcheifetz@stroock.com

Tel.: 212.806.6222

Counsel for Defendants CohnReznick LLP, Stephen Wyss, Stephen Jackson, and Robert Hilbert

/s/ Lyle Roberts

Lyle Roberts

SHEARMAN & STERLING LLP 401 9th Street, NW Suite 800

## /s/ Julia D. Alonzo

Julia D. Alonzo

#### PROSKAUER ROSE LLP

Eleven Times Square New York, NY 10036-8299 jalonzo@proskauer.com Tel.: 212.969.4558

Jonathan M. Weiss (pro hac vice) 2029 Century Park East Suite 2400 Los Angeles, CA 90067-3010 jweiss@proskauer.com Tel.: 310.284.4524

Counsel for Defendant Karen Murray

Washington, DC 20004-2128 lyle.roberts@shearman.com

Tel.: 202.508.8108

Counsel for Gary Klein

SO ORDERED:

Dated: June 26, 2023

New York, New York

J. PAUL OETKEN

United States District Judge